ORDINANCE NO. 563

AN ORDINANCE GRANTING A RIGHT OF ENTRY TO AUTHORIZED CITY OFFICIALS FOR THE INSPECTION OF BUILDINGS AND PREMISES FOR THE ENFORECEMNT OF THE PROVISIONS OF THE REXBURG, IDAHO, ORDINANCES.

BE IT ENACTED BY THE CITY COUNCIL OF REXBURG, IDAHO, AS FOLLOWS:

Section I. Whenever necessary to make an inspection to enforce any ordinance or resolution, or whenever there is reasonable cause to believe there exists any ordinance or resolution violation in any building or upon any premises within the jurisdiction of the City, any unathorized officials of the City of Rexburg, Idaho, may upon presentation of proper credentials, enter such building or premises at all reasonable times to inspect the same or to perform any duty imposed upon him by ordinance; PROVIDED, that except in emergency situations or when consent of the owner and/or occupant to the inspection has been otherwise obtained, he shall give the owner and/or occupant, if they can be located after reasonable effort, twenty-four hours written notice of the authorized official's intention to inspect. The notice transmitted to the owner and/or occupant shall state that the property owner has the right to refuse entry and that in the event such entry is refused, inspection may be made only upon issuance of a search warrant by a duly authorized magistrate. In the event that owner and/or occupant refuses entry after such request has been made, the official is hereby empowered to seek assistance from any court of competent jurisdicti in obtaining such entry.

Section 2. This ordinance shall be published and become effective as provided by law.

PASSED AND ADOPTED this 18th day of June, 1975.

City Clerk, Afton Anderson

SIGNED AND APPROVED this 18th day of June, 1975.

Mayor, John C. Porter

STATE OF IDAHO, )
(SS
County of Madison. )

I, Afton Anderson, City Clerk of the City of Rexburg, Idaho, do hereby certify: That the foregoing is a full, true and correct copy of an Ordinance entitled:

AN ORDINANCE GRANTING A RIGHT OF ENTRY TO AUTHORIZED CITY OFFICIALS FOR THE INSPECTION OF BUILDINGS AND PREMISES FOR THE ENFORCEMENT OF THE PROVISIONS OF THE REXBURG, IDAHO, ORDINANCES.

Passed by the City Council of the said city and approved by the Mayor on the 18th day of June, 1975.

IN WITNESS WHEREOF, I have herunto set my hand and affixed the seal of said City of Rexburg, this 18th day of June, 1975.

City Clerk Afton Anderson

(Seal)